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DISTRICT OF NEVADA	
BY:	DEPUTY

5 United State District Court  
6 DISTRICT OF NEVADA

7  
8 Trudy Sobocienski,

**2:20-cv-01703-KJD-VCF**

9 Plaintiff,

10 vs.

11 Diana Haeker, Gloria Karmun, Peggy  
12 Fagerstrom, Chuck Fagerstrom, Charles  
13 Fagerstrom, Barbara Amarok, Edna  
14 "Becka" Baker, Marie Tozier, Austin  
15 Ahmasuk, the Nugget Newspaper

COMPLAINT OF WILLFUL AND  
WANTON ACTS OF DEFAMATION,  
RICO ACT VIOLATIONS

16 Defendant

17 I am the Plaintiff. My name is Trudy Sobocienski and I reside at 3657 Teak Crest  
18 Drive, Las Vegas, NV 89147. All defendants reside in Alaska.

19  
20 **BASIS FOR JURISDICTION**

21 The diversity of residency and U.S. Statutory Claims establish the US District Court  
22 of Nevada as the proper venue and jurisdiction for this lawsuit.

23  
24 **LIST OF LAWS VIOLATED**

- 25 • 15 U.S.C. § 1802 - U.S. Code - Unannotated Title 15. Commerce and Trade §  
1802.
- 26 • 18 U.S.C. chapter 96– Racketeering
- 27 • 18 U.S.C Chapter 63 – Mail Fraud
- 28 • 18. U.S.C. Chapter 1348 – Securities and Commodities Fraud

COMPLAINT OF WILLFUL AND WANTON ACTS OF DEFAMATION, RICO ACT VIOLATIONS

- 1

- U.S. Constitution - the Fifth and Fourteenth Amendments to the United States Constitution each contain a due process clause.
- False Light Violation
- Defamation
- 42 U.S. Code Section 1985. Conspiracy to Interfere with Civil Rights.

**Conspiracy Against Rights** Section 241 makes it unlawful for two or more persons to agree to injure, threaten, or intimidate a person in the United States in the free exercise or enjoyment of any **right** or privilege secured by the Constitution or laws of the United States or because of his or her having exercised such a right. (*Plaintiff reported this violation of law to the U.S. Department of Justice – Attorney General’s Office requesting a criminal investigation since the acts rise to the definition of Criminal Act of Conspiracy to Interfere with Civil Rights and it is still within the statute of limitations for that crime*).

**PLAINTIFF**

Plaintiff had a professional reputation in the Alaska Native and American Indian Business Community that began in 2002 when she was selected as the youngest-ever President and CEO for the statewide organization, the Alaska Native Health Board. She was a statewide, national, and international speaker on Alaska Native policy and health system/infrastructure issues. She spoke at the Indigenous People of the America's Conference in Buenos Aries, Argentina in 2005. She was a guest author published in the international journal – Cultural Survival.

**COMPLAINT OF WILLFUL AND WANTON ACTS OF DEFAMATION, RICO ACT VIOLATIONS**

1 Plaintiff's professional reputation and brand carried forward after she was married in  
2 2008 and her married name became Trudy Sobocienski. Sobocienski was selected and  
3 served as Sitnasuak Native Corporation's first-ever woman President/CEO in 2009-  
4 2010. She was featured in the Washington Post, the Alaska Dispatch News, and other  
5 news outlets throughout Alaska and the nation. In 2010-2012 while serving as the Chief  
6 Executive Officer for Deloycheet, Inc.; Sobocienski was featured in the Anchorage  
7 Daily News, Bristol Bay Times, Arctic Sounder, and was featured on statewide news  
8 stories. [www.trudysobocienski.com](http://www.trudysobocienski.com) is Plaintiff's website where she features  
9 commentary and opinion articles on Alaska Native business, lifestyle, legal, and  
10 political issues. This site also hosts Plaintiff's webpage of the Trudy Sobocienski®  
11 women-owned, minority-owned, and Alaska Native-owned business services for  
12 government contracting.

13  
14  
15  
16 Plaintiff and two other defendants were sued by this former employer, Deloycheet July  
17 2013. That corporation alleged Sobocienski and other defendants committed fraud,  
18 conspiracy of fraud, and conversion. Sobocienski represented herself, unsuccessfully  
19 (April 2016). However, she secured a Pro Bono attorney to assist her with the post-trial  
20 filings. The attorney negotiated a settlement agreement between Sobocienski and the  
21 corporation before any judgement was entered. The case was dismissed without further  
22 action (August 2017).

23  
24 Plaintiff was elected May 2014 to serve the board of directors for Sitnasuak Native  
25 Corporation. She had served as a board member in 2008 and the President/CEO 2009-  
26 2010.

27 COMPLAINT OF WILLFUL AND WANTON ACTS OF DEFAMATION, RICO ACT VIOLATIONS

28 - 1

## **DEFENDANTS**

- Defendant Diana Haeker was a journalist at the Nome Nugget Newspaper during the timeframe that these causes of action took place.
- Defendant Gloria Karmun was an employee of the Nome Nugget Newspaper during the timeframe that these causes of action took place. Gloria Karmun was and is a shareholder of the Sitnasuak Native Corporation. Gloria Karmun was a candidate running for the board of directors for Sitnasuak Native Corporation.
- Defendant Peggy Fagerstrom was an employee of the Nome Nugget Newspaper during the timeframe that these causes of action took place. Peggy Fagerstrom was and is a shareholder of the Sitnasuak Native Corporation. Peggy Fagerstrom is the wife of Chuck Fagerstrom, disgruntled ex-employee of Sitnasuak Native Corporation. Peggy Fagerstrom is the mother of middle-aged son, Charles Fagerstrom.
- Defendant Chuck Fagerstrom was the ex-employee of Sitnasuak Native Corporation. Chuck received 2 enforcement orders from the State of Alaska Banking and Securities for violating election laws during Sitnasuak Native Corporation elections.
- Defendant Charles Fagerstrom is the middle-aged son of Peggy and Chuck Fagerstrom. Charles received 1 enforcement order from the State of Alaska Banking and Securities for violating election laws during Sitnasuak Native Corporation elections. Charles was sued by Sitnasuak in 2018 for election

**COMPLAINT OF WILLFUL AND WANTON ACTS OF DEFAMATION, RICO ACT VIOLATIONS**

1 tampering. Charles admitted to mailing false and misleading statements to over  
2 1,000 shareholders against Plaintiff.  
3

4

- 5 Defendant Barbara Amarok is a shareholder and a seated board member during  
6 the timeframe of these acts. Barbara Amarok was sued by Sitnasuak Native  
7 Corporation for election violations. Barbara Amarok filed complaints against  
8 Plaintiff in 2014 and 2015 with the Alaska Division of Banking and Securities  
9 alleging proxy disclosure violations. Both investigations cleared Plaintiff from  
10 any wrongdoing. Barbara Amarok, as a seated board member, filed a complaint  
11 against Sitnasuak Native Corporation for proxy violations in 2016. Sitnasuak  
12 Native Corporation was found to have violated proxy disclosures and complied  
13 with the terms of the State of Alaska. \*Chuck Fagerstrom was the President of  
14 Sitnasuak Native Corporation and was responsible for approving and  
15 distributing proxy disclosures to shareholders when these violations took place.  
16
- 17 Defendant Edna “Becka” Baker was a shareholder and later elected to the Board  
18 of Directors of Sitnasuak Native Corporation. Edna was sued by Sitnasuak  
19 Native Corporation for election violations. Edna is the half-sister of Plaintiff’s  
20 husband, Columbus Sobocienski. Edna was sued by Plaintiff and Columbus to  
21 demanding access to Columbus’ father, Stanley Sobocienski, to visit him before  
22 his death in 2011. The court sided with Plaintiff and Columbus, which allowed  
23 them access to see his father before he died.  
24
- 25 Defendant Marie Tozier is a shareholder of Sitnasuak and was a candidate for  
26 the board during the timeframe of these bad acts. Marie Tozier was sued by  
27

1 Sitnasuak for election tampering. Marie Tozier received and enforcement order  
2 from the State of Alaska Banking and Securities Division for election violations.  
3

4

- 5 Defendant Austin Ahmasuk is a shareholder of Sitnasuak Native Corporation.  
6 Austin received an enforcement order from the State of Alaska Banking and  
7 Securities Division for violation election laws. The Alaska Civil Liberties  
8 Union is representing Austin Ahmasuk in a freedom of speech case against the  
9 State of Alaska Division of Banking and Securities for beforementioned  
10 enforcement order against him. This case is being deliberated by the Alaska  
11 Supreme Court currently.

12

**CAUSE OF ACTION -DEFAMATION**

13

14 Defendants demonstrated their intent through their actions and non-actions.

15 Defendants demonstrated intent to defame Plaintiff's reputation in multi-year  
16 conspiracy. This groups action was organized, planned, and they each carried out  
17 actions that assassinated Plaintiff's reputation. These actions caused irreparable  
18 damages financially and emotionally.

19

20 Defendant Nome Nugget Newspaper was the means used by opportunistic employees  
21 and members of this racketeering ring. They engaged in using "Black Hat" illegal  
22 search engine optimization practices in the source page coding of an article that was  
23 published April 15, 2016 about Plaintiff.

24

25 Entrepreneur.com states, "There are two main kinds of search engine  
26 optimization: white hat and black hat SEO. White hat websites use legitimate  
27

28 COMPLAINT OF WILLFUL AND WANTON ACTS OF DEFAMATION, RICO ACT VIOLATIONS

techniques to rank for keywords that are relevant to its content. Black hat content is geared towards search engines, not humans. This means misleading both the reader and the algorithms". <https://www.entrepreneur.com/article/331480>

Below is one example of the ‘Black Hat’ techniques defendants used to increase the Search Engine Optimization (SEO). The effect of their coding choices is so that when Plaintiffs name is entered into a search engine, this article ranks higher in Google Search Engine Results Pages.

## Engine Results Pages.

## MOTIVE

Defendants motive was larger than just defaming and injuring Plaintiff.

### “Larger Motive”

Charles Fagerstrom was re-elected to the board of directors for Sitnasuak in 2018. He is the son of Peggy and Chuck Fagerstrom. The State of Alaska Division of Banking and Securities published enforcement orders against both Charles and Chuck

1 Fagerstrom because both men violated the Alaska Native Corporation election rules in  
2 their efforts to gain control of the corporation.

3 Within months of Charles serving on the board with his co-conspirators who –  
4 after years of defaming others – had the majority vote on the board; he was selected to  
5 be the Chief Executive Officer for the Corporation with a salary over \$300,000.

6 Charles Fagerstrom does not have a background in the highly regulated U.S.  
7 Small Business Administration 8(a) program. He also does not have experience in any  
8 C-level role at a For-Profit Corporation of any sort. He did not meet the minimum  
9 qualifications for the published job description. Sitnasuak Native Corporation does  
10 have a Shareholder Hire Preference policy. Another shareholder with much more than  
11 the basic qualifications for the CEO position had submitted his application and was  
12 interviewed. He was passed over, by an unqualified person who 1) violated corporation  
13 election rules – per the State of Alaska Division of Banking and Securities and 2) did  
14 not meet the qualifications.  
15

16 The Sitnasuak Board majority restructured the Executive Management Team by  
17 removing Officer-level positions and instead engaged with former Sitnasuak CEO,  
18 Richard Strutz, to teach Charles how to do his job. Strutz contract is over \$200,000.  
19

20 Sitnasuak Native Corporation has a leadership program in place. This major  
21 change to accommodate the board majorities friend and award him a salary of over  
22 \$300,000 without being qualified removed the opportunity for other shareholders that  
23 likely would have submitted their application for consideration if the board disclosed to  
24 shareholders that they open to a ‘training’ program for that CEO position.  
25

26 COMPLAINT OF WILLFUL AND WANTON ACTS OF DEFAMATION, RICO ACT VIOLATIONS  
27 - 1  
28

1 Defendant Marie Tozier, who was found to have violated election rules by the State of  
2 Alaska with the intent to affect the outcome of the private corporation - Sitnasuak's,  
3 election. Tozier was a Defendant sued by Sitnasuak Native Corporation for her  
4 participation in the scheme. This group paid over \$25,000 to Tozier's attorney to pay  
5 for the lawyer fees in lawsuit she was a defendant in in 2018.  
6

7 Defendant Gloria Karmun, now 1<sup>st</sup> Vice Chair of Sitnasuak is Marie Tozier's Aunt.  
8 This Sitnasuak board majority recently authorized to pay over \$25,000 for Marie  
9 Tozier's legal bills from the Sitnasuak v. Fagerstrom, Baker, Amarok, and Tozier State  
10 of Alaska lawsuit.  
11

12 **OPPORTUNITY**

13 A group of shareholders, led by a disgruntled ex-employee, Chuck Fagerstrom, of  
14 Sitnasuak began a campaign that lasted for over 4 years defaming Sobocienski and  
15 weaponized a local newspaper, the Nome Nugget, to publish and distribute their  
16 storyline to gain control of the corporation assets to carry out their self-dealing scheme.  
17

18 Defendants had the **OPPORTUNITY** and used their positions and influence at the  
19 Nome Nugget Newspaper to carry out their scheme. Defendant Diana Haeker authored  
20 lies, half-truths, creating a storyline to achieve the conspirator's goal. Chuck  
21 Fagerstrom went so far as creating a villainous name for the board members he wanted  
22 ousted, shamed, and harmed. He quipped them as "The Sitnasuak Six" where Plaintiff  
23 was named as one of "The Sitnasuak Six."  
24

25 The Defendants, as long-time employees of the Nome Nugget had the opportunity and  
26 used their position to defame and cause injury to Plaintiff by executed a multiple of  
27 COMPLAINT OF WILLFUL AND WANTON ACTS OF DEFAMATION, RICO ACT VIOLATIONS  
28

1 strategies to achieve their larger goal of taking control of the Sitnasuak Native  
2 Corporation assets.

3 **MEANS (FALSE LIGHT)**  
4

5 Defendants intentionally damaged the reputation by the ongoing action of omitting key  
6 information regarding the facts in the article published on April 15, 2016. Defendants  
7 intentionally damaged the reputation and harmed Plaintiff by distributing their  
8 'anonymous' mailer to over 1,000 shareholders.  
9

10 Plaintiff claims the intent is further demonstrated when comparing articles written by  
11 the same author with similar civil suit allegations. The difference is blatant in reading  
12 the articles where Trudy Sobocienski was the Defendant in the first article. The second,  
13 third, and fourth article were about the Defendants who were and are parties to the  
14 scheme.  
15

16 <http://www.nomenugget.com/news/jury-finds-name-woman-committed-fraud-breach-fiduciary-duty-civil-lawsuit>  
17

18 FRI, 04/15/2016 - 4:42PMadmin

19 Shared on Facebook - 59.3K

20 Forwarded by Email - 3238

21 **BY DIANA HAECKER**

22 ...." Seeking comment from Trudy Sobocienski, she asked to delay all statements to a  
23 later date in time and then deferred to her attorney as she at press time was in a hospital.

24 **SNC Settles Lawsuit**

25 ... By: Diana Haecker On Tuesday afternoon, **Sitnasuak Native Corporation** issued a  
26 press release, stating that a settlement ...

27 admin - 05/04/2018 - 4:03pm

28 **2018: Year in Review**

29 ... shipping season to begin around June 1. **SNC settles** lawsuit

30 The **Sitnasuak Native Corporation** reports a settlement has been reached in a civil ...

31 admin - 01/11/2019 - 2:37pm

32 **COMPLAINT OF WILLFUL AND WANTON ACTS OF DEFAMATION, RICO ACT VIOLATIONS**

33 - 1

1  
2 <http://www.nomenugget.com/news/sitnasuak-native-corp-and-directors-come-settlement>

3 **THU, 05/24/2018 - 8:54PM**

4 **BY: DIANA HAECKER**

5 “According to a statement released by the defendants, the lawsuit was stressful and  
6 expensive. “But we are happy to have reached a settlement that we genuinely think  
7 leaves Sitnasuak shareholders better off than they were before,” the statement said.

8 The statement also says that Sitnasuak will be adopting new election rules that are  
9 going to make campaigning easier. “They provide for a neutral election judge to  
10 approve proxy solicitations in advance, so shareholders will know they are safe to  
11 distribute. This will help ensure lawsuits like this don’t happen again,” the statement  
12 reads.

13 “We are committed to staying involved with SNC because we want the best for our  
14 shareholders now and in the future. How our corporation is governed now is so  
15 important to future generations. We are excited to be moving forward with the  
16 election, excited that Barb and Marie will be on the proxy card, and grateful to all the  
17 shareholders who have supported us,” the defendants’ statement reads. “Most of all,  
18 we are honored to have been a part of bringing this positive change to the  
19 corporation.”

20  
21 **Plaintiff communicated on email with Diana Haeker and legal counsel for the Nome  
22 Nugget Newspaper on many occasions that were all ultimately denied.**

23  
24 **PRAYER FOR RELIEF**

25  
26 **Plaintiff seeks all remedies available.**

27  
28 **Plaintiff seeks punitive damages for the continuance of their illegal enterprise and  
recent 2018 act of further depicting the Plaintiff in a False Light.**

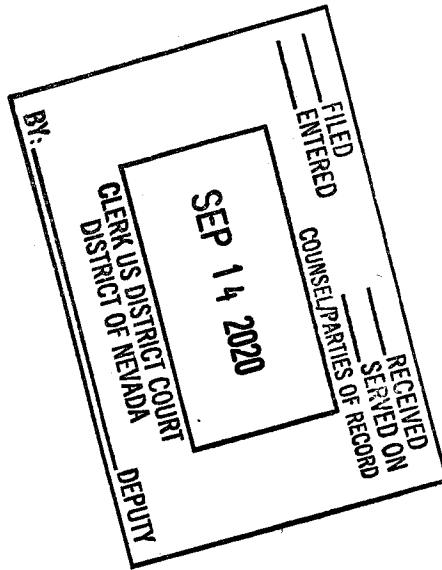
Dated this 9<sup>th</sup> day of September 2020.

29  
30   
31 Rudy Sobocienski  
32 Pro Se, *Rudy Sobocienski®*

33  
34 **COMPLAINT OF WILLFUL AND WANTON ACTS OF DEFAMATION, RICO ACT VIOLATIONS**

35 - 1

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Las Vegas, NV 89147



U.S. District Co.  
District of  
District  
333 Las Vegas  
Las Vegas, NV

